IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Dueva-Koganov et al.

Serial No.:

10/779,314

For:

IN-VITRO PREDICTION OF SUNSCREEN PFA VALUES

Filed:

February 13, 2004

Examiner:

Not Yet Assigned

Art Unit:

1743

Confirmation No.:

5234

Customer No.:

27623

Attorney Docket No.:

460.2257USU

Date: June 30, 2004

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with applicants' duty of disclosure under 37 C.F.R. §1.56, we are enclosing form PTO-1449 listing information that may be material to the patentability of this application.

We are also enclosing a copy of each of the following citations that are listed in form PTO-1449:

Articles entitled:

Kligman LH and Kligman AM. In: Lowe NJ, Shaath NA, Pathak MA eds. Sunscreens: Development, Evaluation and Regulatory Aspects. New York: Marcel Dekker, 1997: 117-137

http://www.bccancer.bc.ca/HPI/Education/CMESkinCancer/PreExaminationReading/ Carcinogenesis.htm

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JCIA Technical Bulletin, JCIA Measurement Standard for UVA Protection Efficacy. Issued Nov. 21, 1995.

Chardon A, Moyal D, and Hourseau C. In: Lowe NJ, Shaath NA, Pathak MA eds. Sunscreens: Development, Evaluation and Regulatory Aspects, New York: Marcel Dekker, 1997: 559-582.

Moyal D, Chardon A and Kollias N. Photodermatol Photoimmunol Photomed 2000; 16: 250-255.

Wendel V, Klette E, and Gers-Barlag H. SÖWF 2001, 127 (10): 12-30.

DGK (German Society for Scientific and Applied Cosmetics) – Task Force "Sun Protection". IFSCC Magazine 2002; vol. 5, no 3: 161-166.

http://www.labsphere.com/tech_info/docs/SPF_of_Sunscreens.pdf

IMS Seminar Series. 2001 SCC Florida Chapter Sunscreen Symposium. April 25, 2002.

It is applicants' belief that none of the above citations describe that which is claimed in the present invention.

It should be understood that attention has been called to the citations that have been deemed to be pertinent to the claimed present invention. In concluding what was pertinent, the criteria employed was considered most appropriate in light of the invention shown in the present application. However, the Examiner or others may deem some other criteria to be just as appropriate or more appropriate. Therefore, the Examiner is respectfully urged to review the listed citations and to make the usual careful independent search for other prior art that may be pertinent.

Since this Information Disclosure Statement is being filed prior to the issuance of the first Office Action based on the merits, no petition or fee is required.

460.2257USU

Applicants respectfully request favorable consideration and that this application be passed to allowance.

Respectfully submitted,

Charles N. J. Ruggiero

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CUSTOMER NO.: 27623 Sheet <u>2</u> of <u>2</u>. **FORM PTO-1449** Docket Number (Optional) Application Number 460.2257USU 10/779,314 INFORMATION DISCLOSURE CITATION Applicant IN AN APPLICATION Dueva-Koganov et al. Filing Date Group Art Unit (Use several sheets if necessary) February 13, 2004 1743 **U. S. PATENT DOCUMENTS EXAMINER** FILING DATE IF INITIAL DOCUMENT DATE NAME **CLASS SUBCLASS APPROPRIATE** NUMBER FOREIGN PATENT DOCUMENTS Translation DOCUMENT DATE COUNTRY CLASS SUBCLASS YES NO NUMBER OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.) DGK (German Society for Scientific and Applied Cosmetics) - Task Force "Sun Protection". IFSCC Magazine 2002; vol. 5, no 3: 161-166. http://www.labsphere.com/tech_info/docs/SPF_of_Sunscreens.pdf IMS Seminar Series. 2001 SCC Florida Chapter Sunscreen Symposium. April 25, 2002.

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

DATE CONSIDERED

EXAMINER